

LATE-FILE

REFERRED TO:

PUBLIC WORKS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO.-17

AUTHORIZE POSITION RECLASSIFICATION
PUBLIC WORKS

WHEREAS: Legislative approval is required for position reclassification; and

WHEREAS: On September 26, 2017, the Personnel Department received a position description questionnaire from Keith French, Maintenance Mechanic I (CSEA grade 5, \$16.088/hr), who works within the Building and Grounds unit of the Public Works Department; and

WHEREAS: A desk audit resulted and involved the review of work tasks performed by Mr. French in comparison to the Maintenance Mechanic classification levels; and

WHEREAS: Due to the type of work assigned to and performed by Mr. French which routinely involves two skill trades, the Personnel Officer has determined justification exists to classify Mr. French as a Maintenance Mechanic II (CSEA grade 4, \$16.768/hr); therefore be it

RESOLVED: That the Tioga County Legislature authorizes the reclassification of the Maintenance Mechanic I position currently filled by Keith French to Maintenance Mechanic II and that Mr. French shall receive an increase of \$0.68 to his current hourly rate effective retroactive to September 26, 2017.

REFERRED TO:

PERSONNEL COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -17

AUTHORIZE APPOINTMENT OF
ACCOUNTANT
TREASURER'S OFFICE

WHEREAS: Legislative approval is required for any appointment to a non-union position within Tioga County; and

WHEREAS: The position of Accountant became vacant on September 29, 2017, within the Treasurer's Office; and

WHEREAS: The Treasurer has conducted a recruitment search and has identified a qualified candidate; therefore be it

RESOLVED: That Jackson Bailey is hereby provisionally appointed to the title of Accountant, pending successful completion of civil service examination requirements, at an annual, non-union salary of \$45,000 effective November 27, 2017; and be it further

RESOLVED: In accordance with Section IV(k) of the Tioga County Employee Handbook, Mr. Bailey shall not receive a salary increase on January 1, 2018, and instead will be evaluated after six (6) months in order to determine if eligible for a salary increase at that time.

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -17

SUPPORTING SPECIAL LEGISLATION
RETROACTIVELY ENROLLING DARYL
WILLIAMS IN A NEW YORK STATE
RETIREMENT PLAN ESTABLISHED
PURSUANT TO SECTION 551 AND
AUTHORIZING PAYMENT OF
ADDITIONAL RETIREMENT
CONTRIBUTIONS

WHEREAS: Tioga Sheriff Deputy Daryl Williams was employed by the Tioga County Sheriff's Department before retiring in 2009; and

WHEREAS: As of 2001 Daryl Williams should have been enrolled in a 25 year retirement plan established under Retirement and Social Security Law Article 14-b section 551 pursuant to the terms of a collective bargaining agreement negotiated between Tioga County and the Tioga County Law Enforcement Union which represented Daryl Williams; and

WHEREAS: Through no fault of his own Daryl Williams was enrolled in a 25 year retirement plan established under Retirement and Social Security Law section 89-p; and

WHEREAS: The 89-p plan does not provide Mr. Williams with the same benefits he would have been entitled had he been enrolled in the correct retirement plan; and

WHEREAS: Daryl Williams may be retroactively enrolled in the correct plan as a result of special New York State legislation with Tioga County agreeing to be responsible for the additional retirement plan contributions which would have been made had he been enrolled in the section 551 plan; and

WHEREAS: Tioga County is committed to making the financial contribution which would be required in order to retroactively enroll Daryl Williams in the section 551 retirement plan rather than his current plan; therefore be it

RESOLVED: That Tioga County supports special legislation retroactively enrolling Daryl Williams in a retirement plan pursuant to section 551 and asks that its local representatives in the New York State Assembly and Senate sponsor such legislation; and be it further

RESOLVED: That upon Daryl Williams being approved for enrollment in a section 551 plan, Tioga County is authorized to make such additional contributions for past service credit to the New York State Retirement System as may be required for such retroactive enrollment.

REFERRED TO:

LEGISLATIVE COMMITTEE

RESOLUTION NO. 17

AUTHORIZING THE CREATION OF A TRAFFIC SAFETY DIVERSION PROGRAM IN THE DISTRICT ATTORNEY'S OFFICE, AUTHORIZING THE SALARY OF THE FIRST ASSISTANT DISTRICT ATTORNEY AND THE THIRD ASSISTANT DISTRICT ATTORNEY AND MAKING APPROPRIATIONS RELATED TO TIOGA COUNTY TRAFFIC SAFETY DIVERSION PROGRAM

WHEREAS: The District Attorney's Office has made presentations to the Legislature, as well as appropriate Standing committees regarding the inception of a Tioga County Traffic Safety Diversion Program; and

WHEREAS: The Tioga County Traffic Safety Diversion Program will be monitored and administered in the District Attorney's Office, which are not among the current duties and responsibilities of the Office and will result in more work for the First Assistant District Attorney and Third Assistant District Attorney and the Office, requiring adjustments to the position salaries to compensate for said additional work and duties; and

WHEREAS: The program is principally intended to serve public safety rather than generate revenue and a portion of the proceeds derived from the program, if any, will be distributed to local justice courts on a periodic basis (e.g., semi-annually) to offset expenses resulting from the Traffic Safety Diversion program with the amount of said disbursements being determined by the District Attorney with the consultation of the County Legislature and with said program being reviewed on an annual basis to assess its effectiveness, disbursements and fee structure; and

WHEREAS: Legislative approval is required to authorize the salary of an appointment to a position designated as non-union; and

WHEREAS: In order to initiate the program, it is necessary that a related budget be established; now therefore be it

RESOLVED: That in order to effectuate the government, protection, order, conduct, safety, health and well-being of persons and property within the County pursuant to Home Rule Law §10, Tioga County establishes a Traffic Safety Diversion Program; and be it further

RESOLVED: That the position of 1st Assistant District Attorney is established at an annual, non-union salary of between \$70,233– 80,233, effective January 2, 2018; and be it further

RESOLVED: That the position of 3rd Assistant District Attorney is established as a full time position at an annual, non-union salary of between \$56,876 – 66,876, effective January 2, 2018; and be it further

RESOLVED: That the Tioga County Treasurer be and hereby is authorized to create accounts for the District Attorney's Traffic Safety Diversion Program; and be it further

RESOLVED: That in the event any portion of the program shall be declared unenforceable, the remaining balance of the program shall be in full force and effect.